



IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Kinji ASAKA et al.**

Group Art Unit: **1751**

Application Number: **10/567,740**

Examiner: **Tri V. Nguyen**

Filed: **February 10, 2006**

Confirmation Number: **5463**

For: **ACTUATOR ELEMENT AND PRODUCTION METHOD THEREOF**

Attorney Docket Number: **053573**
Customer Number: **38834**

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

January 22, 2007

Sir:

This paper is submitted in response to the Official Action dated December 28, 2006.

In the Action, restriction is required between Group I (Claims 1, 2 and 4-7) and Group II (Claim 3).

Applicants hereby elect the subject matter of Group I (Claims 1, 2 and 4-7) for prosecution in this application. This election is made without traverse, and it is understood that Applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

Response to Restriction Requirement
Application No. 10/567,740
Attorney Docket No. 053573

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP



Stephen G. Adrian

Attorney for Applicants
Registration No. 32,878
Telephone: (202) 822-1100
Facsimile: (202) 822-1111

SGA/arf